

# **EXHIBIT 3**

**In the Matter Of:**  
**GODFREY vs CSAA**

5:19-CV-329G

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**ALLEN LIPPOLDT**

*December 30, 2019*

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1 could.

2 Q Okay. What do you recall about the  
3 condition of the roof overall? And I'm not talking  
4 about the sloped roof. I'm talking about the flat  
5 roof. Do you recall seeing quite a bit of wear and  
6 tear and deterioration?

7 MR. GIVENS: Object to the form.

8 THE WITNESS: There was some age to it,  
9 but there was also -- I don't see the photos, but  
10 there were also holes in the membrane. Like it was  
11 an older roof.

12 Q (By Mr. Robertson) Do you recall how old  
13 it was?

14 A I couldn't tell.

15 Q I'll hand you Exhibit 7. Flip forward to  
16 -- let's look at -- starting at -- show me when you  
17 were at the -- let's go to -- down at the bottom it  
18 says CSAA Godfrey 66.

19 A (Witness complies.)

20 (Defendant's Exhibit Number 7 was  
21 marked for identification purposes and  
22 made a part of the record.).

23 Q (By Mr. Robertson) Is that one of the flat  
24 roofs that was leaking?

25 A Yes.

1 Q Is that one of the ones that you estimated  
2 and determined that needed to be replaced?

3 A Yes.

4 Q Do you see signs of wear and tear on that  
5 roof in any one of those photos on that page?

6 A I saw signs of wear and tear on this roof.

7 Q Okay. And deterioration?

8 A Yeah. Natural -- yeah.

9 Q Go to 67, the next page. And you'll see  
10 that those two photos on the right it says "damage  
11 due to weight of ice." I believe these are the  
12 photos that were taken by Mr. White.

13 Do you see the rippling there? The  
14 waviness?

15 A Yeah.

16 Q Wouldn't that be indications of  
17 deterioration?

18 MR. GIVENS: Object to the form.

19 Q (By Mr. Robertson) You can answer if you  
20 can.

21 A No.

22 Q Or do you feel comfortable giving an  
23 opinion on that?

24 MR. GIVENS: Objection. You can  
25 answer. Go ahead and answer.